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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 06-445 SI
	)	
Plaintiff,	)	[PROPOSED] ORDER AND STIPULATION
	)	EXCLUDING TIME FROM JUNE 30, 2006
v.	)	TO AUGUST 25, 2006 FROM THE SPEEDY
	)	TRIAL ACT CALCULATION
COLBY SHAWN PATTON,	)	(18 U.S.C. § 3161(h)(8)(A))
	)	
Defendant.	)	

The parties appeared before the Hon. Susan Illston on June 30, 2006, July 14, 2006 and July 28, 2006. During those appearances, the parties agreed and the Court found and held as follows:

1. The parties agreed to an exclusion of time under the Speedy Trial Act from June 30, 2006 to August 25, 2006, in light of the need for the defendant's counsel to review discovery with his client and discuss an appropriate disposition with the government. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence, defendant's counsel's time outside of the District, and defendant's counsel's need to prepare a motion to be filed on August 25, 2006.

2. In addition, the Defendant filed a motion on July 14, 2006, which was heard on July 28, 2006. That time was automatically excluded under the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(1)(F).

3. Given these circumstances, the Court found that the ends of justice served by excluding the period from June 30, 2006 to August 25, 2006 outweigh the best interest of the public and the defendant in a speedy trial. Id. § 3161(h)(8)(A).

4. The Court scheduled a hearing date of September 22, 2006 at 11:00 a.m. on the motion defendant's counsel plans to file on August 25, 2006.

IT IS SO STIPULATED.

DATED: \_\_\_\_\_


/S/  
\_\_\_\_\_  
TRACIE L. BROWN  
Assistant United States Attorney

DATED: \_\_\_\_\_

/S/  
\_\_\_\_\_  
JOSH COHEN  
Attorney for COLBY SHAWN PATTON

IT IS SO ORDERED.

DATED: \_\_\_\_\_

  
\_\_\_\_\_  
THE HON. SUSAN ILLSTON  
United States District Judge